

*Cedarbaum, J*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOHNNY RIVAS and RUPERTO CASTELLANOS,  
Individually, and on Behalf of All Other  
Persons Similarly Situated,

Plaintiffs,

-against-

ROSSO ENTERPRISES CORP. d/b/a Aqua Restaurant,  
ALBERTO BAUDO, VALERIO RUBINO,  
and JOHN DOES # 1-10,

Defendants.

USDC SDNY  
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DATE FILED: 12/15/10

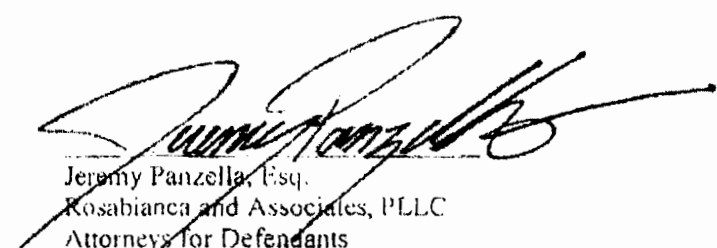
ECF  
09-CV-9564 (MGC)


**STIPULATION OF DISMISSAL**

IT IS HEREBY STIPULATED AND AGREED, by and between the parties in the above captioned action, through the undersigned counsel, that, in accordance with Rule 41 of the Federal Rules of Civil Procedure, the action be dismissed (a) against Defendants ROSSO ENTERPRISES CORP. d/b/a Aqua Restaurant, and ALBERTO BAUDO, with prejudice and without costs or attorneys' fees as to Plaintiffs JOHNNY RIVAS and RUPERTO CASTELLANOS AND JUAN CARLOS PERALTA, (b) against Defendant VALERIO RUBINO without prejudice and without costs or attorneys' fees as to Plaintiffs JOHNNY RIVAS and RUPERTO CASTELLANOS AND JUAN CARLOS PERALTA, and (c) against Defendants ROSSO ENTERPRISES CORP. d/b/a Aqua Restaurant, and ALBERTO BAUDO, without prejudice and without costs or attorneys' fees as to Cross-Plaintiffs VALERIO RUBINO. The Court retains jurisdiction over the enforcement of the Settlement Agreement resolving this action.


Dated: November 30, 2010  
New York, New York

  
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Attorney for VALERIA RUBINO

SO ORDERED *December 13, 2010*

*5/*  
  
United States District Judge  
*BC*